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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

v.

BENITO MACIAS,

Defendant.

No. CR21-026 (EMC)

**STIPULATION TO EXCLUDE TIME FROM
NOVEMBER 17, 2021 THROUGH DECEMBER
9, 2021; ~~PROPOSED~~ ORDER**

The parties have reached an agreement to resolve this matter and have requested a change of plea hearing that has been set for December 9, 2021. The defendant is recovering from a surgery on his hand following a work accident. The parties hereby stipulate and request that time be excluded under the Speedy Trial Act from November 17, 2021 through December 9, 2021 for effective preparation of counsel.

IT IS SO STIPULATED

STEPHANIE M. HINDS
Acting United States Attorney

Dated: November 10, 2021

/s/ _____
Daniel Pastor
Assistant United States Attorney

Dated: November 10, 2021


_____/s/_____
Joanna Sheridan
Counsel for Defendant Benito Macias

~~[PROPOSED]~~ ORDER

Based upon the facts set forth above, and for good cause shown, the Court finds that exclusion from the time limits applicable under 18 U.S.C. § 3161 (the Speedy Trial Act) for the period from November 17, 2021 through December 9, 2021, is warranted and that the ends of justice served by the continuance outweigh the best interests of the public and the defendant in a speedy trial. 18 U.S.C. § 3161(h)(7)(A). The failure to grant the requested continuance would deny the defendant the effective preparation of counsel taking into account the exercise of due diligence. 18 U.S.C. § 3161(h)(7)(B)(iv).

Pursuant to the parties' stipulation, IT IS SO ORDERED.

DATED: November 10, 2021



HON. EDWARD M. CHEN
United States District Judge